



COPY OF PAPERS  
ORIGINALLY FILED

3727#

Case Docket No. RPC 0575 PUS

**AMENDMENT TRANSMITTAL**

In re application of:  Justin M. Smyers et al.	Serial No.: 09/921,762
	Filed: August 3, 2001
Title: Stackable Crate	

To: Assistant Commissioner for Patents  
United States Patent and Trademark Office  
Washington, D.C. 20231

Sir:

**RECEIVED**

SEP 11 2002

Transmitted herewith is an amendment in the above-identified application.

\_\_\_ Applicant has previously claimed small entity status.

TECHNOLOGY CENTER R3700

The filing fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	Small Entity		Other Than Small Entity	
	Claims Remaining After		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee
Total	* 30	minus	** 24	6	x 9 =	\$	x 18 =	\$ 108
Indep.	* 4	minus	*** 4	=0	x 42 =	\$	x 84 =	\$
First Presentation Of Multiple Dependent Claim					x 135 =	\$	x 270 =	\$
					Total Addit. Fee	\$	Or Total	\$ 108

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If "Highest No. Previously Paid For" is less than 20, write "20" in this space.  
\*\*\* If "Highest No. Previously Paid For" is less than 3, write "3" in this space.

\_\_\_ A Petition fee under 37 C.F.R. § 1.17 has been calculated in the amount of \$ \_\_\_ to cover a \_\_\_-month extension of time under 37 C.F.R. § 1.136(a).

Payment of fee(s) calculated above:

\_\_\_ No additional fee is required.

X A check in the amount of \$ 108 to cover the additional claim filing fee.

\_\_\_ Please charge my Deposit Account No. 50-1984 in the amount of \$ \_\_\_. A duplicate copy of this sheet is enclosed.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1984.

X Any additional filing fees required under 37 C.F.R. § 1.16 for the presentation of extra claims.

X Any patent application processing fees under 37 C.F.R. § 1.17.

**CERTIFICATE OF MAIL UNDER 37 C.F.R. § 1.10**

I hereby certify that this correspondence, including all enclosures, is being deposited with the United States Postal Service as first class mail, postage pre-paid, in an envelope addressed to: Assistant Commissioner for Patents, United States Patent and Trademark Office, Washington, D.C. 20231.

August 21, 2002      Konstantine J. Diamond  
Date of Deposit      Name of Person Signing  
Signature Konstantine J. Diamond

Respectfully submitted,

Justin M. Smyers et al.

Konstantine J. Diamond  
Konstantine J. Diamond  
Registration No. 39,657  
4010 East 26<sup>th</sup> St.  
Los Angeles, CA 90023 (323) 262-5145



COPY OF PAPERS  
ORIGINALLY FILED

Docket No.: RPC 0575 PUS

#5/a  
9/18/02  
R1142

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Justin M. Smyers et al. EXAMINER: Stephen J. Castellano  
SERIAL NO.: 09/921,762 GROUP ART UNIT: 3727  
FILING DATE: August 3, 2001  
FOR: Stackable Crate  
DOCKET NO.: RPC 0575 PUS

RECEIVED

SEP 11 2002

TECHNOLOGY CENTER R3700

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Assistant Commissioner for Patents, United States Patent and Trademark Office, Washington, D.C. 20231 on:

August 21, 2002  
Date of Deposit

Konstantine J. Diamond  
Name of Person Signing

*Konstantine J. Diamond*  
Signature

Assistant Commissioner for Patents  
United States Patent & Trademark Office  
Washington, D.C. 20231

AMENDMENT

Dear Sir:

In response to the communication from the Examiner mailed May 21, 2002,  
please amend the application as follows:

IN THE CLAIMS

Please cancel claims 16-24 pursuant to the election previously made.

Please amend claim 1 as follows, and add new claims 25-39: